IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY NINTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 27451 of 1997

Between:

Sri Raghavandra Waddera(S.C.&S.Q.) Labour Contract Co-op

Sociery Ltd., rep by its President R.Rosaiah.
Palivala Village, Munugodu (M) Nalgonda Dist

... PETITIONER

AND

Superintending Engineer, R&B Rural Circle,
Balkampet, Hyderabad.

...RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order or direction or Writ more particularly in the nature of Writ of Mandamus declaring the action of the Respondents in insisting the Petitioner to produce proof of having Hot Mix Plant located with in required reasonable distance fixed by the Department as a pre-condition for issue of tender schedules is illegal, arbitrary, irrational and violation of fundamental rights under Articles 19(1) (g) of the Indian Constitution, consequently direct the Respondents to issue render schedules without having insisting proof of Hot Mix Plant within the reasonable distance fixed by the Respondent Department in pursuance of tender Notice No.TSR-II/T9/9999/97-98-22 dated 1.10.97.Issue render notice on or after 1.10.97.

Counsel for the Petitioner: MR.K.ANJI REDDY

Counsel for the Respondent: GP FOR TRANSPORT

The Court made the following:

ORDER:

It is represented by the learned counsel for the petitioner that the subject matter of the writ petition has become infructuous.

Recording the above submission, the writ petition is dismissed as having become infructuous. No order as to costs.

_____

N.V. RAMANA, J

March 29, 2005

MRR

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to. –

1. *Superintending Engineer, R&B Rural Circle, Balkampet, Hyderabad.*

2. *Two C.C. s to the G.P. for Transport, High Court Buildings, Hyderabad*

(OUT)

Two C.D. Copies.